

IN THE UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

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HARRIET ANN PHILLIPPI,

Plaintiff-Appellant,

v.

CENTRAL INTELLIGENCE AGENCY  
and GEORGE BUSH, Director  
Central Intelligence Agency,

Defendants-Appellees,

ON APPEAL FROM THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

APPELLEES' SUPPLEMENTAL MEMORANDUM

REX E. LEE,  
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Civil Division,  
Appellate Section,  
Department of Justice,  
Washington, D. C. 20530.

IN THE UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

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No. 76-1004

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HARRIET ANN PHILLIPPI, \*/  
Plaintiff-Appellant,

v.

CENTRAL INTELLIGENCE AGENCY,  
and GEORGE BUSH, DIRECTOR,  
CENTRAL INTELLIGENCE AGENCY,  
Defendants-Appellees.

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CN APPEAL FROM THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

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BRIEF FOR THE DEFENDANTS-APPELLEES

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QUESTION PRESENTED

Whether in this suit under the Freedom of Information Act, 5 U.S.C. 552, the district court correctly granted the defendants' motion for summary judgment based upon two affidavits, one classified "Top Secret" and one classified "Secret", which set forth the reasons in support of defendants' denial of plaintiff's request under the Act on the basis that, in the interests of

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\*/ This case was previously before this Court on plaintiff's motion for summary reversal, subsequently withdrawn, and plaintiff's motion, still pending, to keep the two affidavits examined by the district court under seal in this Court.

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Remarks:

*OGC*

Executive Secretary

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## EXECUTIVE SECRETARIAT

## Routing Slip

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SUSPENSE		Date			

Remarks:

Executive Secretary

*[Signature]*  
Date

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